

**UNITED STATES DISTRICT COURT FOR  
THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

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UNITED STATES OF AMERICA,	:	Civil Action No. 08cv3160
	:	
Plaintiff,	:	
	:	
v.	:	Judge Leinenweber
	:	Magistrate Judge Cox
	:	
EGAN MARINE CORPORATION,	:	
<i>in personam</i> , MOTOR VESSEL LISA E, <i>in</i>	:	
<i>rem</i> , and TANK BARGE EMC-423, <i>in rem</i> ,	:	In Admiralty
	:	
Defendants.	:	

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**THE UNITED STATES OF AMERICA’S THIRD MOTION IN LIMINE**

The United States of America, by and through undersigned counsel, moves to preclude Egan Marine Corporation (“Egan Marine”) from using as evidence at trial the prior testimony of Dennis Michael Egan’s before the United States Coast Guard’s One-Man Formal Board of Investigation convened to determine the cause of the EMC 423's explosion.

DATED: August 30, 2011

Respectfully Submitted,

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### **CERTIFICATE OF SERVICE**

I hereby certify that on August 30, 2011 I filed the foregoing with the Clerk of Court using the CM/ECF system which will provide electronic notification to the following:

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